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IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA

NORTHERN DISTRICT OF THE STATE OF CALIFORNIA

## SAN JOSE DIVISION

26 This case is presently scheduled for a Preliminary Pretrial Conference on May 11, 2009.  
27 On April 23, 2009, the parties filed two Stipulations dismissing the case as to all Defendants  
28 except Defendant Luis Martinez. The Court has approved both Stipulations. In light of these  
developments, the Court continues the Preliminary Pretrial Conference to **May 18, 2009 at 11**  
**a.m.** to provide the parties sufficient time to report back to the Court on whether this entire  
case should be closed. On or before **May 11, 2009**, the parties shall file a Joint Statement in  
that regard. The May 18, 2009 hearing will be vacated if the remaining Defendant has also  
been dismissed.

Dated: May 7, 2009

  
JAMES WARE  
United States District Judge